

November 19, 2012

VIA ELECTRONIC MAIL AND HAND DELIVERY

The Honorable Denise L. Cote
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street, Room 1610
New York, NY 10007-1312

Re: *FHFA Actions* (DLC) (S.D.N.Y)
FHFA v. Royal Bank of Scotland PLC, et al., 3:11-cv-01383 (AWT) (D. Conn.)

Dear Judge Cote:

We write on behalf of Plaintiff Federal Housing Finance Agency (“FHFA”) and each of the Defendants (“Defendants”) to the above-captioned actions (“Actions”) to update the Court on the status of the parties’ discussions regarding a deposition protocol governing the depositions in each of the Actions.

The parties have been working in good faith to negotiate a deposition protocol, and have reached agreement on most of the provisions of such a protocol, but have been unable to reach agreement on several issues. Accordingly, Plaintiff and Defendants attach a proposed deposition protocol that reflects the remaining areas of dispute by presenting Plaintiff’s and Defendants’ differing proposals on specific provisions in brackets.

Thank you for Your Honor’s consideration of this submission.

Respectfully submitted,

/s/ Philippe Z. Selendy
Philippe Z. Selendy
(philippeselendy@quinnemanuel.com)
QUINN EMANUEL URQUHART &
SULLIVAN, LLP
51 Madison Avenue, 22nd Floor
New York, New York 10010
(212) 849-7000

*Attorney for Plaintiff Federal Housing
Finance Agency in FHFA v. UBS
Americas, Inc., FHFA v. JPMorgan
Chase & Co., FHFA v. Deutsche Bank
AG, FHFA v. Citigroup Inc., FHFA v.
Goldman, Sachs & Co., and FHFA v.
Royal Bank of Scotland PLC, et al.*

/s/ Christine H. Chung
Christine H. Chung
(christinechung@quinnemanuel.com)
QUINN EMANUEL URQUHART &
SULLIVAN, LLP
51 Madison Avenue, 22nd Floor
New York, New York 10010

*Attorney for Plaintiff Federal Housing
Finance Agency in FHFA v. First Horizon
National Corp., FHFA v. Bank of America
Corp., and FHFA v. Credit Suisse
Holdings (USA), Inc.*

/s/ Sascha N. Rand
Sascha N. Rand
(sascharand@quinnemanuel.com)
QUINN EMANUEL URQUHART &
SULLIVAN, LLP
51 Madison Avenue, 22nd Floor
New York, New York 10010

*Attorney for Plaintiff Federal Housing
Finance Agency in FHFA v. Goldman,
Sachs & Co., FHFA v. Deutsche Bank
AG, FHFA v. JPMorgan Chase & Co.,
and FHFA v. Royal Bank of Scotland
PLC, et al.*

/s/ Richard A. Schirtzer
Richard A. Schirtzer
(richardschirtzer@quinnemanuel.com)
Adam Abensohn
(adamabensohn@quinnemanuel.com)
QUINN EMANUEL URQUHART &
SULLIVAN, LLP
51 Madison Avenue, 22nd Floor
New York, New York 10010

*Attorney for Plaintiff Federal Housing
Finance Agency in FHFA v. HSBC North
America Holdings, Inc. and FHFA v.
Nomura Holding America, Inc.*

/s/ Manisha M. Sheth
Manisha M. Sheth
(manishasheth@quinnemanuel.com)
QUINN EMANUEL URQUHART &
SULLIVAN, LLP
51 Madison Avenue, 22nd Floor
New York, New York 10010

*Attorney for Plaintiff Federal Housing
Finance Agency in FHFA v. UBS
Americas, Inc., FHFA v. JPMorgan Chase
& Co., FHFA v. Barclays Bank PLC,
FHFA v. Citigroup Inc., and FHFA v.
Merrill Lynch & Co., Inc.*

/s/ Kanchana Wangkeo Leung
Kanchana Wangkeo Leung
(kleung@kasowitz.com)
KASOWITZ, BENSON, TORRES &
FRIEDMAN, LLP
1633 Broadway
New York, NY 10019

*Attorney for Plaintiff Federal Housing
Finance Agency in FHFA v. Ally
Financial Inc., FHFA v. General Electric
Company, FHFA v. Morgan Stanley, and
FHFA v. SG Americas, Inc.*

/s/ Jay B. Kasner

Jay B. Kasner
SKADDEN, ARPS, SLATE, MEAGHER
& FLOM LLP

*Attorneys for Defendants UBS Americas
Inc., UBS Real Estate Securities Inc., UBS
Securities LLC, Mortgage Asset
Securitization Transactions, Inc., David
Martin, Per Dyrvik, Hugh Corcoran and
Peter Slagowitz and Liaison Counsel for
all Defendants*

/s/Thomas C. Rice

Thomas C. Rice (*pro hac vice*)
(trice@stblaw.com)
SIMPSON THACHER &
BARTLETT LLP

425 Lexington Avenue
New York, New York 10017
Telephone: (212) 455-2000
Facsimile: (212) 455-2502

*Attorneys for Defendants in FHFA v.
Royal Bank of Scotland PLC, et al.*

cc: All Counsel of Record (via email)